



STATE OF WASHINGTON  
PUBLIC DISCLOSURE COMMISSION

711 Capitol Way Rm 206, PO Box 40908 \* Olympia, Washington 98504-0908 \* (360) 753-1111 \* Fax (360) 753-1112  
Toll Free 1-877-601-2828 \* E-mail: [pdcc@pdc.wa.gov](mailto:pdcc@pdc.wa.gov) \* Website: [www.pdc.wa.gov](http://www.pdc.wa.gov)

July 20, 2006

JIM WILSON  
20502 CHAUTAUQUA BEACH RD  
VASHON WA 98070

Subject: Final Order - PDC Case No. 06-249

Dear Mr. Wilson:

Enclosed is the Public Disclosure Commission's Final Order Imposing Fine that was entered in the above-referenced case. The Commission found that you committed violations of RCW 42.17.130 as detailed in the Stipulation, which is attached to the Order and incorporated by reference.

Unless you seek reconsideration of the final order, or exercise your appeal rights as outlined in the order, you are to pay the \$500 non-suspended portion of the penalty from non-public funds within 180 days of the entry of the Final Order.

If you have questions, please contact me at (360) 664-8853 or toll free at 1-877-601-2828 or by e-mail at [pstutzman@pdc.wa.gov](mailto:pstutzman@pdc.wa.gov).

Sincerely,

A handwritten signature in cursive script that reads "Philip E. Stutzman".

Philip E. Stutzman  
Director of Compliance

Enclosures – Order and Stipulation

1  
2  
3 **BEFORE THE PUBLIC DISCLOSURE COMMISSION**  
4 **OF THE STATE OF WASHINGTON**  
5

6 IN THE MATTER OF ENFORCEMENT )  
7 ACTION AGAINST )

PDC CASE NO. 06-249

8 JIM WILSON, )

**FINAL ORDER IMPOSING FINE**

9 )  
10 Respondent. )  
\_\_\_\_\_ )

11 **INTRODUCTION**  
12

13 The Washington State Public Disclosure Commission (Commission) conducted an  
14 enforcement hearing (adjudicative proceeding) under chapters 34.05 and 42.17 RCW and  
15 chapter 390-37 WAC on June 29, 2006, with respect to the above-captioned matter. The  
16 Commission convened the hearing at the Evergreen Plaza Building, Room 206, 711 Capitol  
17 Way South, in Olympia, Washington. Present were: Earl Tilly, Chair; Jane Noland, Vice  
18 Chair, and members Bill Brumsickle, Ken Schellberg, and Michael Connelly. Nancy Krier,  
19 Senior Assistant Attorney General and attorney for the Commission, was also present. The  
20 PDC Staff appeared through Sr. Assistant Attorney General Linda Dalton. The Respondent  
21 Jim Wilson represented himself, and he appeared via telephone. Also present was Vicki  
22 Rippie, PDC Executive Director. The proceedings were recorded and open to the public.  
23

24 ///

25 ///

1 The Commission was provided a copy of the Notice of Administrative Charges  
2 dated June 14, 2006; the Report of Investigation dated June 14, 2006, with attached  
3 exhibits; and a Stipulation of Facts, Violations and Penalty (Stipulation) of the parties  
4 signed June 28 and June 29, 2006.

5  
6 After due consideration of the above information provided to the Commission and  
7 oral presentations by Ms. Dalton and the Respondent, the Commission accepted the  
8 Stipulation by a 5-0 vote. The Commission therefore makes the following findings and  
9 enters the following order.

10 **FINDINGS AND CONCLUSIONS**

11 Based upon the stipulated facts, violations and penalty, the Commission enters the  
12 following findings and conclusions:

13 The Respondent committed violations of RCW 42.17.130 as detailed in the Stipulation,  
14 which is attached and incorporated by reference.

15 **ORDER**

16 The Commission orders as follows:

- 17  
18 1. The Stipulation of Facts, Violations and Penalty is accepted and incorporated by  
19 reference; and,  
20  
21 2. A total civil penalty of \$1,000 is assessed against the Respondent, \$500 of which  
22 will be suspended if the conditions in the Stipulation are satisfied.

23 ///

24 ///

25 ///

1 APPEALS

2 RECONSIDERATION OF FINAL ORDER - COMMISSION

3 Any party may ask the Commission to reconsider this final order. Parties must  
4 place their requests for reconsideration in writing, include the specific grounds or reasons  
5 for the request, and deliver the request to the Public Disclosure Commission Office within  
6 **TWENTY-ONE (21) BUSINESS DAYS** of the date that the Commission serves this order  
7 upon the party. WAC 390-37-150. Service by the Commission on a party is accomplished  
8 on the date of mailing by U.S. mail if the order is mailed, or the date of personal service if  
9 personal service is made. RCW 34.05.010(19). The Commission orders are generally  
10 mailed via U.S. mail.  
11

12 Pursuant to WAC 390-37-150, the Public Disclosure Commission is deemed to have  
13 denied the petition for reconsideration if, within twenty (20) business days from the date the  
14 petition is filed, the Commission does not either dispose of the petition or serve the parties  
15 with written notice specifying the date by which it will act on the petition. Pursuant to  
16 RCW 34.05.470(5), the Respondent is not required to ask the Public Disclosure  
17 Commission to reconsider the final order before seeking judicial review by a superior court.  
18

19 FURTHER APPEAL RIGHTS – SUPERIOR COURT

20 Pursuant to RCW 42.17.395(5), a **final order** issued by the Public Disclosure  
21 Commission is subject to judicial review under the Administrative Procedures Act, chapter  
22 34.05 RCW. The procedures are provided in RCW 34.05.510 - .598. Pursuant to RCW  
23 34.05.542(2), a petition for judicial review must be filed with the superior court in Thurston  
24 County or the petitioner's county of residence or principal place of business. The petition  
25 for judicial review must be served on the Public Disclosure Commission and any other  
26

1 parties within **30 days** of the date that the Public Disclosure Commission serves this final  
2 order on the parties. RCW 34.05.542 (4) provides: "Service of the petition on the agency  
3 shall be by delivery of a copy of the petition to the office of the director, or other chief  
4 administrative officer or chairperson of the agency, at the principal office of the agency.  
5 Service of a copy by mail upon the other parties of record and the office of the attorney  
6 general shall be deemed complete upon deposit in the United States mail, as evidenced by  
7 the postmark."

9 If reconsideration is properly sought, the petition for judicial review must be served  
10 on the Public Disclosure Commission and any other parties within thirty (30) days after the  
11 Commission acts on the petition for reconsideration.

#### 12 **ENFORCEMENT OF FINAL ORDERS**

13  
14 The Commission will seek to enforce this final order in superior court under RCW  
15 42.17.395-.397, and recover legal costs and attorney's fees, if the penalty remains unpaid  
16 and no petition for judicial review has been filed under chapter 34.05 RCW. This action  
17 will be taken without further order by the Commission.

18  
19 DATED THIS <sup>4th</sup> 20 day of July, 2006.

20  
21 FOR THE COMMISSION:

22 Vicki Rippie

23 VICKI RIPPIE, Executive Director

24 *Attachment:* Stipulation of Facts, Violations and Penalty  
25  
26

MAILING DATE OF THIS ORDER:

July 20, 2006

Copy mailed to:

Jim Wilson, Respondent

Linda A. Dalton, Sr. Assistant Attorney General